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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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10/675,913

09/29/2003

Petros Belimpasakis

915-010.008

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4955

7590

11/02/2009

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EXAMINER

CHEEMA, UMAR

ART UNIT

PAPER NUMBER

2444

MAIL DATE

DELIVERY MODE

11/02/2009

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Advisory Action
Before the Filing of an Appeal Brief

Application No.

10/675,913

Applicant(s)

BELIMPASAKIS, PETROS

Examiner

UMAR CHEEMA

Art Unit

2444

--The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

THE REPLY FILED 16 October 2009 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE.

1. ☒ The reply was filed after a final rejection, but prior to or on the same day as filing a Notice of Appeal. To avoid abandonment of this application, applicant must timely file one of the following replies: (1) an amendment, affidavit, or other evidence, which places the application in condition for allowance; (2) a Notice of Appeal (with appeal fee) in compliance with 37 CFR 41.31; or (3) a Request for Continued Examination (RCE) in compliance with 37 CFR 1.114. The reply must be filed within one of the following time periods:

- a) ☐ The period for reply expires _____ months from the mailing date of the final rejection.
b) ☒ The period for reply expires on: (1) the mailing date of this Advisory Action, or (2) the date set forth in the final rejection, whichever is later. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of the final rejection.
Examiner Note: If box 1 is checked, check either box (a) or (b). ONLY CHECK BOX (b) WHEN THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See MPEP 706.07(f).

Extensions of time may be obtained under 37 CFR 1.136(a). The date on which the petition under 37 CFR 1.136(a) and the appropriate extension fee have been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee under 37 CFR 1.17(a) is calculated from: (1) the expiration date of the shortened statutory period for reply originally set in the final Office action; or (2) as set forth in (b) above, if checked. Any reply received by the Office later than three months after the mailing date of the final rejection, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

NOTICE OF APPEAL

2. ☐ The Notice of Appeal was filed on _____. A brief in compliance with 37 CFR 41.37 must be filed within two months of the date of filing the Notice of Appeal (37 CFR 41.37(a)), or any extension thereof (37 CFR 41.37(e)), to avoid dismissal of the appeal. Since a Notice of Appeal has been filed, any reply must be filed within the time period set forth in 37 CFR 41.37(a).

AMENDMENTS

3. ☐ The proposed amendment(s) filed after a final rejection, but prior to the date of filing a brief, will not be entered because
(a) ☐ They raise new issues that would require further consideration and/or search (see NOTE below);
(b) ☐ They raise the issue of new matter (see NOTE below);
(c) ☐ They are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal; and/or
(d) ☐ They present additional claims without canceling a corresponding number of finally rejected claims.

NOTE: _____. (See 37 CFR 1.116 and 41.33(a)).

4. ☐ The amendments are not in compliance with 37 CFR 1.121. See attached Notice of Non-Compliant Amendment (PTOL-324).
5. ☐ Applicant's reply has overcome the following rejection(s): _____.
6. ☐ Newly proposed or amended claim(s) _____ would be allowable if submitted in a separate, timely filed amendment canceling the non-allowable claim(s).
7. ☒ For purposes of appeal, the proposed amendment(s): a) ☐ will not be entered, or b) ☒ will be entered and an explanation of how the new or amended claims would be rejected is provided below or appended.
The status of the claim(s) is (or will be) as follows:
Claim(s) allowed: _____.
Claim(s) objected to: _____.
Claim(s) rejected: 1,2,4-17,19-30,33 and 35.
Claim(s) withdrawn from consideration: _____.

AFFIDAVIT OR OTHER EVIDENCE

8. ☐ The affidavit or other evidence filed after a final action, but before or on the date of filing a Notice of Appeal will not be entered because applicant failed to provide a showing of good and sufficient reasons why the affidavit or other evidence is necessary and was not earlier presented. See 37 CFR 1.116(e).
9. ☐ The affidavit or other evidence filed after the date of filing a Notice of Appeal, but prior to the date of filing a brief, will not be entered because the affidavit or other evidence failed to overcome all rejections under appeal and/or appellant fails to provide a showing a good and sufficient reasons why it is necessary and was not earlier presented. See 37 CFR 41.33(d)(1).
10. ☐ The affidavit or other evidence is entered. An explanation of the status of the claims after entry is below or attached.

REQUEST FOR RECONSIDERATION/OTHER

11. ☒ The request for reconsideration has been considered but does NOT place the application in condition for allowance because:
See Continuation Sheet.
12. ☐ Note the attached Information Disclosure Statement(s). (PTO/SB/08) Paper No(s). _____.
13. ☐ Other: _____.

/William C. Vaughn, Jr./
Supervisory Patent Examiner, Art Unit 2444

Continuation of 11, does NOT place the application in condition for allowance because: Applicant's argues that non of the cited references teach or suggest at least, "establishing a further connection between a proxy module and a remote service of a network through a selected access point so as to establish a communication connection between the terminal device and the network for the application client", as recited in claim 1. Examiner disagree with Applicant's argument and further clarify that as noted in applicant's arguments such limitations are relied on Sturniolo abstract, col. 1, line 51-col. 2, line 20, figures 1-2 and details associated with figures, col. 2, line 65-col. 4, line 13. In general Sturniolo discloses the communication system of the present invention introduces a gateway controller (hereinafter referred to simply as a "gateway") connected to at least one network such as a LAN or WAN. Each gateway functions as an intermediary for communications between mobile terminals registered to an access point within a network or otherwise coupled to the network and one or more other devices. By serving as an intermediary, the actual network addresses of the mobile terminals become transparent to the devices with which the mobile terminals are communicating. As a result, even if a mobile terminal roams from one LAN to another LAN and receives a new network address, communication between the mobile terminal and the other devices are not interrupted so as to provide for seamless roaming. Further more, Referring now to FIG. 1, a communication system 20 is shown in accordance with the exemplary embodiment of the present invention. The communication system 20 includes a plurality of LANs (e.g., LAN1-LAN3) each coupled together via a network backbone 26. Each LAN1-LAN3 itself forms a communication network. The LANs are interconnected according to generally known network principles by way of a system backbone 24, and specifically in the present embodiment by a WAN system backbone 24. It shall be appreciated, however, that the system backbone 24 need not be wireless in nature but rather hardwired such as those achieved by connecting to an intranet or internet, for example, which could also serve as the system backbone 24. Each of the LANs (LAN1-LAN3) has generally the same configuration, hence only LAN1 will be described in detail. However, it will be appreciated that there may be variations in the respective LANs without departing from the scope of the invention. Referring initially to LAN1, the local area network comprises its own network backbone 26. The network backbone 26 may be a hardwired data communication path made of twisted pair cable, shielded coaxial cable or fiber optic cable, for example, or may be wireless in nature. Connected to the network backbone 26 are several access points 28, only one of which is shown (namely, access point AP1) for sake of illustration. Each access point 28 serves as a point through which wireless communications may occur with the network backbone 26. Additionally, in order to expand the effective communication range of the access points 28, one or more wireless access points (not shown) also may be included in LAN1. Therefore, Sturniolo, teaches or suggests, at least concept of establishing a further connection between a proxy module and a remote service of a network through a selected access point so as to establish a communication connection between the terminal device and the network for the application client. Thus, it is Examiner's position that Takagi in view of Sturniolo teach or suggest each and every limitation of claimed invention, therefore, 35 U.S.C 103(a) rejection is proper.